

Union Calendar No. 181

103D CONGRESS
1ST SESSION

H. R. 3161

[Report No. 103-330]

A BILL

To make technical amendments necessitated by the enactment of the Older Americans Act Amendments of 1992, and for other purposes.

NOVEMBER 8, 1993

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

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IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 28, 1993

Mr. MARTINEZ (for himself and Ms. MOLINARI) introduced the following bill; which was referred jointly to the Committees on Education and Labor and Banking, Finance and Urban Affairs

NOVEMBER 4, 1993

Rereferred solely to the Committee on Education and Labor

NOVEMBER 8, 1993

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in italic]

[For text of introduced bill, see copy of bill as introduced on September 28, 1993]

A BILL

To make technical amendments necessitated by the enactment of the Older Americans Act Amendments of 1992, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 *This Act may be cited as the “Older Americans Act*
3 *Technical Amendments of 1993”.*

4 **SEC. 2. TECHNICAL AMENDMENTS TO THE OLDER AMERI-**
5 **CANS ACT OF 1965.**

6 *The Older Americans Act of 1965 (42 U.S.C. 3001–*
7 *3058ee) is amended—*

8 *(1) in section 102(3) by inserting “of the United*
9 *States” after “Virgin Islands”,*

10 *(2) in section 202(a)(18)—*

11 *(A) by striking “, and service providers,”*
12 *and*

13 *(B) by inserting “, and service providers,”*
14 *after “on aging”,*

15 *(3) in section 202(a)(27)(C) by striking “1994”*
16 *and inserting “1995”,*

17 *(4) in section 203(a)(3) by striking “Federal”*
18 *the first place it appears,*

19 *(5) in section 206(g)—*

20 *(A) in paragraph (1) by striking “1994”*
21 *and inserting “1995”,*

22 *(B) in paragraph (2)(B) by striking “1993”*
23 *and inserting “1994”, and*

24 *(C) in paragraph (3) by striking “1994”*
25 *and inserting “1995”,*

- 1 (6) *in the first sentence of section 211 by striking*
2 *“agencies,” and inserting “agencies”,*
3 (7) *in section 302 by striking paragraph (10),*
4 (8) *in paragraphs (1) and (2) of section 305(b)*
5 *by striking “clause (1) of subsection (a)” each place*
6 *it appears, and inserting “subsection (a)(1)”,*
7 (9) *in section 307—*
8 (A) *in section 307(a)—*
9 (i) *in the last sentence of paragraph*
10 (8) *by striking “knowledgable” and insert-*
11 *ing “knowledgeable”, and*
12 (ii) *in paragraph (24) by striking the*
13 *semicolon at the end and inserting a period,*
14 *and*
15 (B) *in subsection (b)(2) by striking “the re-*
16 *quirement described in clause (3)(B) of sub-*
17 *section (a)” and inserting “such requirement”,*
18 (10) *in section 310(a)(1) by striking “Disaster*
19 *Relief and Emergency Assistance Act” and inserting*
20 *“Robert T. Stafford Disaster Relief and Emergency*
21 *Assistance Act”,*
22 (11) *in section 314(a) by striking “(a) PRO-*
23 *MOTION.—”,*

1 (12) in section 321(a)(15) by striking “clause
2 (16) of section 307(a)” and inserting “chapter 3 of
3 subtitle A of title VII and section 307(a)(16)”,

4 (13) in section 361(a) by inserting “and Preven-
5 tion” after “Control”,

6 (14) in section 402(b) by striking “Alcohol, Drug
7 Abuse, and Mental Health Administration” and in-
8 serting “Substance Abuse and Mental Health Services
9 Administration”,

10 (15) in section 411(e) by striking “431(b)” and
11 inserting “section 431(b)”,

12 (16) in the first sentence of section 421(a) by
13 striking “purposes” the last place it appears and in-
14 serting “purpose”,

15 (17) in section 429G(a)(2)(B)(v)(X) by striking
16 “and” at the end,

17 (18) in subsections (a) and (b)(2) of section 429I
18 by striking “black” and inserting “Black”,

19 (19) in section 429J(a)(2)(D) by inserting “of
20 1974” after “Act”, and

21 (20) in section 510 by striking “section 203 of
22 such Act (29 U.S.C. 1603)” and inserting “sections
23 203 and 204(d)(5)(A) of such Act (29 U.S.C. 1603,
24 1604(d)(5)(A))”, and

1 (21) in subsections (c) and (d) of section 614 by
2 striking “Commission” and inserting “Assistant Sec-
3 retary”.

4 **SEC. 3. ASSISTANT SECRETARY FOR AGING.**

5 (a) AMENDMENTS TO THE OLDER AMERICANS ACT OF
6 1965.—The Older Americans Act of 1965 (42 U.S.C. 3001–
7 3058ee) is amended—

8 (1) by amending section 102(2) to read as fol-
9 lows:

10 “(2) The term ‘Assistant Secretary’ means the
11 Assistant Secretary for Aging.”

12 (2) in section 201—

13 (A) in subsection (a) by striking “a Com-
14 missioner on” and inserting “an Assistant Sec-
15 retary for”,

16 (B) in subsection (c)—

17 (i) in paragraph (2) by striking “an
18 Associate Commissioner on” and inserting
19 “a Director of the Office for”, and

20 (ii) in paragraph (3) by striking “As-
21 sociate Commissioner on” and inserting
22 “Director of the Office for”,

23 (C) in subsection (d)—

24 (i) by striking “an Associate Commis-
25 sioner for Ombudsman Programs” and in-

1 serting “a Director of the Office of Long-
2 Term Care Ombudsman Programs”, and

3 (ii) by striking “Associate Commis-
4 sioner” each place it appears and inserting
5 “Director”, and

6 (D) by striking “Commissioner” each place
7 it appears and inserting “Assistant Secretary”,
8 (3) in section 202—

9 (A) in the heading by striking “COMMIS-
10 SIONER” and inserting “ASSISTANT SECRETARY”,

11 (B) in subsection (a)(21)(A) by striking
12 “Associate Commissioner for Ombudsman Pro-
13 grams” and inserting “Director of the Office of
14 Long-Term Care Ombudsman Programs”,

15 (C) in subsection (e)(1)(A)(iv) by striking
16 “Associate Commissioner on” and inserting “Di-
17 rector of the Office for”, and

18 (D) by striking “Commissioner” each place
19 it appears and inserting “Assistant Secretary”,
20 (4) in sections 212 and 429E—

21 (A) by striking “Associate Commissioner
22 on” and inserting “Director of the Office for”,
23 and

24 (B) by striking “Commissioner” each place
25 it appears and inserting “Assistant Secretary”,

1 (5) in section 307—

2 (A) in subsections (d) and (e) by striking
3 “Commissioner’s” each place it appears and in-
4 serting “Assistant Secretary’s”, and

5 (B) by striking “Commissioner” each place
6 it appears and inserting “Assistant Secretary”,

7 (6) in section 311(a)(4)(B) by striking “Commis-
8 sioner” and inserting “Assistant Secretary for
9 Aging”,

10 (7) in section 427—

11 (A) in subsection (a) by striking “Commis-
12 sioner” and inserting “Assistant Secretary”, and

13 (B) in subsection (b) by striking “Commis-
14 sioner on Aging” each place is appears and in-
15 serting “Assistant Secretary”,

16 (8) in subsections (a) and (b)(1) of section 503,
17 and in section 505(a), by striking “Commissioner”
18 each place it appears and inserting “Assistant Sec-
19 retary for Aging”,

20 (9) in section 712—

21 (A) in subsection (h)(4)(A) by striking “As-
22 sociate Commissioner for Ombudsman Pro-
23 grams” and inserting “Director of the Office of
24 Long-Term Care Ombudsman Programs”, and

1 (B) by striking “Commissioner” each place
 2 it appears and inserting “Assistant Secretary”,
 3 (10) in section 751—

4 (A) in subsection (a) by striking “Associate
 5 Commissioner on” and inserting “Director of the
 6 Office for”, and

7 (B) in subsections (a) and (b) by striking
 8 “Commissioner” each place it appears and in-
 9 serting “Assistant Secretary”,

10 (11) in the headings of sections 338B(b),
 11 429A(g)(2), 429G(c)(2), and 763(b) by striking “COM-
 12 MISSIONER” and inserting “ASSISTANT SECRETARY”,

13 (12) in the heading of section 433 by striking
 14 “COMMISSIONER” and inserting “ASSISTANT SEC-
 15 RETARY”, and

16 (13) by striking “Commissioner” each place it
 17 appears, and inserting “Assistant Secretary”, in sec-
 18 tions 203(a), 203A, 204(d), 205, 206(g), 207, 211,
 19 214, 215(b)(2), 301, 304, 305, 306, 308, 309(a), 310,
 20 312, 313(a), 314, 321, 331, 336, 337, 338(a), 338A,
 21 338B, 341, 351, 361, 381, 402, 411, 412, 421, 422,
 22 423, 424, 425(a), 428, 429, 429A, 429B, 429C, 429D,
 23 429F, 429G, 429H, 429I, 429J, 431, 432, 433, 613,
 24 614, 614A, 623, 624, 631, 632, 701, 703, and
 25 705(a)(7)(D), 713, 741(a)(4)(G), 763, and 764(a).

1 (b) *AMENDMENTS TO OTHER LAW.*—(1) *Section 5315*
2 *of title 5 of the United States Code is amended in the item*
3 *relating to Assistant Secretaries of Health and Human*
4 *Services by striking “(5)” and inserting “(6)”.*

5 (2) *Section 9(b) of the National Foundation on the*
6 *Arts and the Humanities Act of 1965 (20 U.S.C. 958(b))*
7 *is amended by striking “Commissioner on Aging” and in-*
8 *serting “Assistant Secretary for Aging”.*

9 (3) *Sections 911(a)(8) and 921(a)(2) of the Alzheimer’s*
10 *Disease and Related Dementias Services Research Act of*
11 *1986 (42 U.S.C. 11211(a)(8), 11221(a)(2)) are amended by*
12 *striking “Commissioner on Aging” and inserting “Assistant*
13 *Secretary for Aging”.*

14 (4) *Section 17(o)(3)(A) of the National School Lunch*
15 *Act (42 U.S.C. 1766(o)(3)(A)) is amended by striking*
16 *“Commissioner of Aging” and inserting “Assistant Sec-*
17 *retary for Aging”.*

18 (c) *REFERENCES.*—*Any reference to the Commissioner*
19 *on Aging in any order, rule, guideline, contract, grant, suit,*
20 *or proceeding that is pending, enforceable, or in effect on*
21 *the date of the enactment of this Act shall be deemed to*
22 *be a reference to the Assistant Secretary for Aging.*

1 **SEC. 4. MATTERS RELATING TO THE OLDER AMERICANS**

2 **ACT AMENDMENTS OF 1992.**

3 (a) *TECHNICAL AMENDMENTS.*—*The Older Americans*
4 *Act Amendments of 1992 (Public Law 102–375; 106 Stat.*
5 *1195–1310) is amended—*

6 (1) *in section 202(g) by striking “1993” each*
7 *place it appears and inserting “1994”,*

8 (2) *in section 211 by striking “1994” and insert-*
9 *ing “1995”, and*

10 (3) *in section 502(b)—*

11 (A) *in the matter preceding paragraph (1)*
12 *by striking “The first sentence of section” and*
13 *inserting “Section”, and*

14 (B) *in paragraph (1) by inserting “in the*
15 *first sentence” after “(1)”.*

16 (b) *DELAYED APPLICABILITY OF CERTAIN AMEND-*
17 *MENTS.*—*The amendments made by—*

18 (1) *sections 303(a)(2), 303(a)(3), 304 (excluding*
19 *paragraphs (1) and (2) of subsection (a)), 305, 306,*
20 *307, and 317, and*

21 (2) *title VII,*
22 *of the Older Americans Act Amendments of 1992 (Public*
23 *Law 102–375; 106 Stat. 1221 et seq.) shall not apply with*
24 *respect to fiscal year 1993.*

1 **SEC. 5. TECHNICAL AMENDMENTS TO THE NATIVE AMER-**
2 **ICAN PROGRAMS ACT OF 1974.**

3 *The Native American Programs Act of 1974 (42 U.S.C.*
4 *2991–2992d) is amended—*

5 *(1) in section 802 by striking “Alaskan” and in-*
6 *serting “Alaska”, and*

7 *(2) in the first sentence of section 803(a) by*
8 *striking “nonreservation areas” and inserting “areas*
9 *that are not Indian reservations or Alaska Native vil-*
10 *lages”,*

11 *(3) in section 803A—*

12 *(A) in subsections (b), (c), and (d)(1) by*
13 *striking “to which a grant is awarded under*
14 *subsection (a)(1)” each place it appears,*

15 *(B) in subsection (d)(2) by striking “to*
16 *which a grant is made under subsection (a)(1)”,*
17 *and*

18 *(C) in subsection (f)(1) by striking “for fis-*
19 *cal years 1988, 1989, and 1990 the aggregate*
20 *amount \$3,000,000 for all such fiscal years” and*
21 *inserting “for each of the fiscal years 1992, 1993,*
22 *and 1994, \$1,000,000”,*

23 *(4) in section 803B(c)—*

24 *(A) in paragraph (5) by striking “individ-*
25 *uals who” and inserting “agencies described in*
26 *section 803(a) that”, and*

1 (B) in paragraph (6) by striking “such in-
2 dividuals” and inserting “Native Americans,”
3 (5) in section 806(a)(2) by striking “Alaskan”
4 and inserting “Alaska”,
5 (6) in section 815—

6 (A) in paragraph (2) by striking “Alaskan”
7 each place it appears and inserting “Alaska”,
8 and

9 (B) in paragraph (4) by adding a semi-
10 colon at the end, and
11 (7) in section 816—

12 (A) in subsections (a) and (b) by inserting
13 a comma after “803A” each place it appears,

14 (B) in subsection (c) by striking “are” and
15 inserting “is”,

16 (C) in subsection (e) by striking “fiscal
17 years 1992 and 1993” and inserting “fiscal year
18 1994”, and

19 (D) by redesignating subsections (e) and (f)
20 as subsections (d) and (e), respectively.

21 **SEC. 6. AMENDMENTS REGARDING THE WHITE HOUSE CON-**
22 **FERENCE ON AGING.**

23 Title II of the Older Americans Amendments of 1987
24 (42 U.S.C. 3001 note) is amended—

1 (1) in section 202(a) by striking “December 31,
2 1994” and inserting “May 31, 1995,”

3 (2) in section 203(b)—

4 (A) in paragraph (1) by striking “sub-
5 section (a)(2)” and inserting “subsection (a)(3)”,
6 and

7 (B) in paragraph (3) by striking “sub-
8 section (a)(5)” and inserting “subsection (a)(6)”,
9 (3) in section 204—

10 (A) in subsection (a)—

11 (i) in paragraph (1) by striking “90
12 days after the enactment of the Older Amer-
13 icans Act Amendments of 1992” and insert-
14 ing “December 31, 1993”, and

15 (ii) in paragraph (2)(B) by striking
16 “60 days” and inserting “90 days”,

17 (B) in subsection (b) by moving the left
18 margin of paragraph (2) 2 ems to the right so
19 as to align such margin with the left margin of
20 paragraph (1), and

21 (C) in subsection (d) by striking “prescribed
22 rate for GS-18 under section 5332” and insert-
23 ing “equivalent of the maximum rate of pay
24 payable under section 5376”,

- 1 (4) in section 206(5) by inserting “of the United
2 *States*” after “*Virgin Islands*”, and
3 (5) in section 207—
4 (A) in subsection (a)(1) by striking “1994”
5 and inserting “1996”, and
6 (B) in subsection (b)—
7 (i) in paragraphs (1) and (2) by strik-
8 ing “June 30, 1995” each place it appears
9 and inserting “December 30, 1995”, and
10 (ii) in paragraph (3) by striking
11 “1994” and inserting “1995”.

12 **SEC. 7. AMENDMENTS TO THE COMMUNITY SERVICES**
13 **BLOCK GRANT ACT.**

14 (a) *DISCRETIONARY AUTHORITY*.—Section 681(a)(2)
15 of the Community Services Block Grant Act (42 U.S.C.
16 9910(a)(2)) is amended—

- 17 (1) in subparagraph (D) by striking “(includ-
18 ing” and all that follows through “facilities”, and in-
19 serting “, including rental housing for low-income in-
20 dividuals”,
21 (2) by redesignating subparagraphs (E) and (F)
22 as subparagraphs (F) and (G), respectively, and
23 (3) by inserting after subparagraph (D) the fol-
24 lowing:

1 “(E) technical assistance and training pro-
2 grams regarding the planning and development
3 of rural community facilities (in selecting enti-
4 ties to carry out such programs, the Secretary
5 shall give priority to organizations described in
6 subparagraph (D));”.

7 (b) ANNUAL REPORT.—Section 682 of the Community
8 Services Block Grant Act (42 U.S.C. 9911) is amended—

9 (1) in subsection (a)—

10 (A) in paragraph (1)—

11 (i) by striking “contract with” and in-
12 serting “awarding a grant or contract to”,

13 (ii) by striking “this subtitle” and in-
14 serting “section 674”, and

15 (iii) by striking subparagraphs (A)
16 and (B) and inserting the following:

17 “(A) The uses of the Community Services Block
18 Grant to the States that are related to the purposes
19 of the subtitle.

20 “(B) The number of entities eligible for funds
21 under this subtitle, the number of low-income persons
22 served under this subtitle, and that amount of infor-
23 mation concerning the demographics of the low-in-
24 come populations served by such eligible entities as is
25 determined to be feasible.

1 “(C) Any information in addition to that de-
 2 scribed in subparagraph (B) that the Secretary con-
 3 siders to be appropriate to carry out this subtitle, ex-
 4 cept that the Secretary may not require a State to
 5 provide such additional information until the expira-
 6 tion of the 1-year period beginning on the date on
 7 which the Secretary notifies such State that such ad-
 8 ditional information will be required to be provided.”,

9 (B) by striking paragraphs (2) and (3), and

10 (C) by adding at the end the following:

11 “(2) In selecting an entity to prepare a report under
 12 this subsection, the Secretary shall give a preference to any
 13 nonprofit entity that has demonstrated the ability to secure
 14 the voluntary cooperation of grantees under this subtitle in
 15 designing and implementing national Community Services
 16 Block Grant information systems.”, and

17 (2) in subsection (b) by striking “Not later” and
 18 all that follows through “prepared, the”, and insert-
 19 ing “The”.

20 (c) TECHNICAL AMENDMENTS.—The Community Serv-
 21 ices Block Grant Act (42 U.S.C. 9901–9912) is amended—

22 (1) in section 673(4) by inserting “of the United
 23 States” after “Virgin Islands”,

24 (2) in section 674(a)—

1 (A) in paragraphs (1)(B) and (2)(A)(ii) by
 2 striking “681(c)” each place it appears and in-
 3 serting “681(d)”, and

4 (B) in paragraph (3) by inserting “of the
 5 United States” after “Virgin Islands”,

6 (3) in section 680(a) by striking “681(c)” and
 7 inserting “681(d)”, and

8 (4) in section 681A by striking “Statewide” and
 9 inserting “statewide”.

10 **SEC. 8. TECHNICAL AMENDMENTS WITH RESPECT TO**
 11 **CHILD CARE.**

12 Section 8 of Public Law 102–586 is amended by strik-
 13 ing “Child Care and Development Block Grant Act Amend-
 14 ments of 1992” each place it appears and inserting “Child
 15 Care and Development Block Grant Act of 1990”.

16 **SEC. 9. AMENDMENTS TO THE CHILD ABUSE PREVENTION**
 17 **AND TREATMENT ACT.**

18 (a) *IN GENERAL.*—The first sentence of section 114(d)
 19 of the Child Abuse, Domestic Violence, Adoption and Fam-
 20 ily Services Act of 1992 (42 U.S.C. 5106a note; Public Law
 21 102-295) is amended—

22 (1) by striking “on October 1, 1993, or”, and

23 (2) by striking “, whichever occurs first”.

24 (b) *EFFECTIVE DATE.*—The amendments made by sub-
 25 section (a) take effect on September 30, 1993.

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